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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

S&L VITAMINS, INC., Plaintiff/Counterclaim Defendant, v. AUSTRALIAN GOLD, INC., Defendant/Counterclaim Plaintiff.	:	05 CV 1217 (JS)(ML) **AUSTRALIAN GOLD'S NOTICE OF MOTION FOR LEAVE TO AMEND ITS ANSWER, COUNTERCLAIMS AND THIRD-PARTY COMPLAINT**
AUSTRALIAN GOLD, INC., Third Party Plaintiff, v. LARRY SAGARIN AND JOHN DOES, 1-10, Third Party Defendants.	:	

PLEASE TAKE NOTICE that upon Defendant/Third-party plaintiff Australian Gold, Inc.'s Memorandum of Law in Support of Its Motion To Amend Its Answer, Counterclaims and Third-Party Complaint, along with the accompanying Proposed Second Amended Answer, Affirmative And Other Defenses, Amended Counterclaims And Amended Third-Party Complaint (attached hereto as Exhibit A), through their

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undersigned attorneys, Australian Gold will move this Court pursuant to Fed. R. Civ. P. 15 for an Order:

(1) granting leave to amend its Answer, Counterclaims and Third-Party Complaint; and

(2) that its Second Amended Answer, Affirmative And Other Defenses, Amended Counterclaims And Amended Third-Party Complaint be deemed filed on the date of the Court's order granting such leave.

Dated: New York, New York
August 24, 2005

MINTZ LEVIN COHN FERRIS
GLOVSKY AND POPEO, P.C.

By: [signature]

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